

E-File: January 2, 2013

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Attorneys for Reorganized Debtors

UNITED STATES BANKRUPTCY COURT**DISTRICT OF NEVADA**

In re:

THE RHODES COMPANIES, LLC, aka
 "Rhodes Homes," et al.,¹

Debtors.

Case No.: BK-S-09-14814-LBR
 (Jointly Administered)

Chapter 11

Affects:



All Debtors



Affects the following Debtor(s)

CERTIFICATE OF SERVICE

¹ The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf and Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

1. On this 2nd day of January, 2013, I served the following document(s) (specify):

**NINTH NOTICE PURSUANT TO ARTICLE VI.D OF THE THIRD AMENDED PLAN
OF REORGANIZATION PURSUANT TO CHAPTER 11 OF THE BANKRUPTCY
CODE FOR THE RHODES COMPANIES, LLC, ET AL.**

2. I served the above-named document(s) by the following means to the persons as listed below:

(check all that apply)

- a. **ECF System** *(You must attach the "Notice of Electronic Filing", or list all persons and addresses and attach additional paper if necessary)*

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the Dynasty Trust I, John C. Rhodes, Trustee of the Dynasty Trust II, Gypsum
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14 ROSA SOLIS-RAINEY on behalf of Defendant DELOITTE & TOUCHE LLP
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16 MARK R. SOMERSTEIN on behalf of Creditor WELLS FARGO BANK, N.A.
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25 TIMOTHY P. THOMAS on behalf of Creditor STEERING COMMITTEE OF
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GREGORY F WILSON on behalf of Witness SANTORO, DRIGGS, WALCH,
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MICHAEL YODER on behalf of Other Prof. THE LITIGATION TRUST OF THE
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■ **b. United States mail, postage fully prepaid**
(List persons and addresses. Attach additional paper if necessary)

Internal Revenue Service
Attn: Bankruptcy Desk/Managing Agent
PO Box 21126
DPN 781
Philadelphia, PA 19114

Internal Revenue Service
Virginia Cronan Lowe, Atty, Tax Division
US Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530

James Rhodes
C/o Brett A. Axelrod, Esq.
Fox Rothschild, LLP
3800 Howard Hughes Pkwy., Ste. 500
Las Vegas, NV 89169

James Rhodes
C/o Kevin Anderson
Fabian & Clendenin
215 S. State Street #1200
Salt Lake City, UT 84111

c. Personal Service *(List persons and addresses. Attach additional paper if necessary)*

I personally delivered the document(s) to the persons at these addresses:

For a party represented by an attorney, delivery was made by handing the document(s) at the attorney's office with a clerk or other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous place in the office.

For a party, delivery was made by handling the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

d. By direct email (as opposed to through the ECF System)
(List persons and email addresses. Attach additional paper if necessary)

Based upon the written agreement of the parties to accept service by email or a court order, I caused the document(s) to be sent to the persons at the email addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

e. By fax transmission
(List persons and fax numbers. Attach additional paper if necessary)

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

f. By messenger *(List persons and addresses. Attach additional paper if necessary)*

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed below and providing them to a messenger for service. *(A declaration by the messenger must be attached to this Certificate of Service)*

I declare under penalty of perjury that the foregoing is true and correct.

Signed on (date): January 2, 2013

Carey Shurtliff
(Name of Declarant)

/s/ Carey Shurtliff
(Signature of Declarant)